

Introduced by Senator Wolk

February 27, 2009

An act to add Section 5013.2 to the Public Resources Code, relating to state parks.

LEGISLATIVE COUNSEL'S DIGEST

SB 679, as introduced, Wolk. State parks: acquired land: limits on disposition or use.

The Department of Parks and Recreation, with the consent of the Department of Finance, is authorized to acquire title to or any interest in real property that the department deems necessary or proper for the extension, improvement, or development of the state park system. The department is also authorized to accept monetary and real property gifts to be used in any connection with the state park system.

This bill would prohibit land acquired for the state park system, through public funds or gifts, from being disposed of or used for other than park purposes without the express authority of an act of the Legislature. A request for that authority would be required to provide for the substitution of other lands of equal environmental value and fair market value and reasonably equivalent usefulness and location to those to be disposed of or used for other than park purposes.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 5013.2 is added to the Public Resources
- 2 Code, to read:

1 5013.2. (a) Land acquired for the state park system with public
2 funds or through receipt of gifts or bequests from individuals or
3 private entities with the express purpose of growing or maintaining
4 the state park system shall not be disposed of or used for other
5 than park purposes without the express authority of an act of the
6 Legislature.

7 (b) A request for authority to dispose of or use for other than
8 park purposes land described in subdivision (a) shall provide for
9 the substitution of other lands of equal environmental value and
10 fair market value and reasonably equivalent usefulness and location
11 to those to be disposed of or used for other than park purposes.

12 (c) Gifts or bequests received on and after January 1, 2010, for
13 the purposes described in subdivision (a) are subject to disposal
14 or use for other than park purposes if the substitution requirements
15 in subdivision (b) are met.